



UNITED STATES PATENT AND TRADEMARK OFFICE

Technology Center 1700

Mailed: 2-14-06

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In re application of :
Carl Erik Hansen et al : DECISION ON
Serial No. 10/824,376 : PETITION
Filed: April 15, 2004 :
For: CHOCOLATE FLAVOR MANIPULATION :

This is a response to the PETITION UNDER 37 CFR 1.181 TO WITHDRAW HOLDING OF ABANDONMENT – OFFICE ACTION NOT RECEIVED, filed November 16, 2005. The petition requests that the abandonment, as set forth in the Notice of Abandonment of November 04, 2005, for failure to timely file a proper response to the Office letter dated April 05, 2005 be withdrawn. The petitioner asserts that the Office letter of April 05, 2005 was not received by applicants.

DECISION

The instant request is accepted as a timely petition under 37 C.F.R. 1.181 (no fee),

A review of the instant application file indicates that the Office letter of April 05, 2005 was mailed to an old correspondence address of the applicants in the record, which is :

WINSTON & STRAWN LLP
1700 K STREET, N.W.
WASHINGTON, DC 20006

The USPTO has not received a mailing address change request from the applicants before the mailing date of the Office letter of April 05, 2005. The applicants filed a mailing address change request to the USPTO on November 14, 2005 with a new address of :



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P.O. BOX 1135
CHICAGO, IL 60690-1135

Since it is applicant's responsibility to promptly inform the Office of any change of correspondence address (see MPEP 601.03), and the applicants did not file a notification of mailing address change to the USPTO before the mailing date of Office letter of April 05, 2005, therefore, this application is properly abandoned and the request cannot be granted.

Therefore, this application stands abandoned.

The applicants may file a new petition to the Deputy Commissioner For Patent Examination Policy under 37 CFR 1.137(b) to revive the instant abandoned application based on unintentional delay.

The Petition is **DENIED**.

Jacqueline M. Stone

Jacqueline Stone, Director
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